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May 27, 2003

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Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RECEIVED

MAY 27 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: Oral Ex Parte Presentation
CC Docket No. 96-45

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 C.F.R. Section 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-captioned proceeding. On Friday, May 23, 2003, undersigned counsel and Smith Bagley met with Lisa Zaina and Scott Bergmann on behalf of Smith Bagley, Inc. ("SBI"). The purpose of the meeting was to discuss SBI's pending petition for ETC status in Utah, possible ways to bring service to near reservation lands and possible definitions for near reservation lands that the FCC may consider adopting.

In accordance with the Commission's rules, two copies of this letter are enclosed for inclusion in the Commission's docket file.

If you have any questions or require any additional information, please contact undersigned counsel directly.

Sincerely,



David LaFuria
Counsel for Smith Bagley, Inc.

cc: Lisa Zaina
Scott Bergmann